

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

ERVIN WARFIELD WHITBY,	:	
	:	
Petitioner	:	
	:	CIVIL ACTION NO. 3:15-1967
v.	:	
	:	(Judge Mannion)
KENNETH CAMERON,	:	
	:	
Respondent	:	

ORDER

For the reasons set forth in the Memorandum of this date, **IT IS HEREBY ORDERED THAT:**

1. The above captioned petition for writ of habeas corpus is **DISMISSED** as untimely under the statute of limitations. See [28 U.S.C. §2244\(d\)](#).
2. The Clerk of Court is directed to **CLOSE** this case.
3. There is no basis for the issuance of a Certificate of Appealability. See [28 U.S.C. §2253\(c\)](#).

s/ *Malachy E. Mannion*
MALACHY E. MANNION
United States District Judge

DATE: January 29, 2016